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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 LORI A. McCOY, as parent and natural
12 guardian of NATHANIEL R. McCOY, a
13 minor,

14 Plaintiffs,

15 v.

16 COLEMAN COMPANY, INC., a foreign
17 corporation,

18 Defendant.

19 NO. CV 06-5478 KLS

20 ORDER GRANTING PLAINTIFF'S
21 MOTION FOR PARTIAL SUMMARY
22 JUDGMENT ON THE ISSUE OF
23 LIABILITY

24 This matter comes before the court on the Plaintiff's Motion for Summary Judgment on the Issue
25 of Liability (Dkt. #19). The Court has considered and reviewed the pleadings filed in support of the
26 motion (Dkt. #19 - 24, and 26) as well as the pleadings filed in opposition (Dkt. #25).

27 The Defendant did not oppose the finding of liability but rather raised issues of fact regarding the
28 nature and extent of injuries which were proximately caused by the break in the metal shaft. The Plaintiff
29 agrees that the "issues of the nature and extent of the plaintiff's injuries and damages, and whether they
30 were caused by the defendant's wrongful conduct, are reserved for trial." (Dkt. #29, lines 20 - 22).

31 The Plaintiff's Motion for Partial Summary Judgment as to liability is hereby GRANTED.

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2 DATED this 19th day of September, 2006.
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Karen L. Strombom
United States Magistrate Judge